

SALEM INLAND WETLANDS AND CONSERVATION
June 8, 2009

Present: Balavender, G., Alt.
Chinatti, M. - WEO
Khan-Bureau, D. - arrived at 7:41 pm
Natoli, E., Alt.
Phillips, R.
Snyder, S.
Wildrick, L.
Ziegra, G.

Absent: Belt, E.
Leuck, W.
Vacancy, Alt.

Guests: see attached.

Chairman G. Ziegra called the meeting to order at 7:38 pm.

M/S/C (Snyder/Phillips) to seat E. Natoli for W. Leuck and G. Balavender for D. Khan-Bureau. Vote: approved unanimously.

PUBLIC HEARINGS:

None Scheduled.

ADDITIONS TO THE AGENDA:

There were no *ADDITIONS TO THE AGENDA* this evening.

APPROVAL OF MINUTES OF PREVIOUS MEETING(S):

1) May 11, 2009 - Regular Meeting

M/S/C (Snyder/Wildrick) to approve the minutes of the May 11, 2009 Regular Meeting of the Salem Inland Wetlands and Conservation Commission as presented. Vote: approved unanimously.

2) May 26, 2009 - Special Meeting Walk - 106 Skyline Drive

M/S/C (Khan-Bureau/Balavender) to approve the minutes of the May 26, 2009 Special Meeting Walk - 106 Skyline Drive of the Salem Inland Wetlands and Conservation Commission as presented. Vote: approved unanimously.

3) May 26, 2009 - Special Meeting Walk - 190 Round Hill Road

M/S/C (Khan-Bureau/Balavender) to approve the minutes of the May 26, 2009 Special Meeting Walk - 190 Round Hill Road of the Salem Inland Wetlands and Conservation Commission as presented. Vote: approved unanimously.

WETLANDS ENFORCEMENT OFFICER'S REPORT: (See attached to the filed copy of these minutes.)

M. Chinatti, WEO, stated that she would address each matter as it was heard on tonight's agenda.

OLD BUSINESS:

1) Wright - Regulated Activity application (#09-05-01) for porch construction within wetlands at 59 Rattlesnake Ledge Road

No one appeared for this application.

Review of the WEO Report in regard to this matter:

House built in the 1950s; very close to the road; porch addition on sona tube footings within the regulated area.

Wetlands in the house location previously disturbed; now contain lawn, a driveway and the house.

Recommendation to approve the application with the standard conditions.

M/S/C (Khan-Bureau/Snyder) to approve Regulated Activity application (#09-05-01) of D. Wright for porch construction within wetlands at 59 Rattlesnake Ledge Road with the conditions as stated on the application. Vote: approved unanimously.

2) C. Mullin - Regulated Activity application (#09-05-03) for work within regulated areas at 106 Skyline Drive

Commission review of last month's meeting in regard to this application and the Commission's walk of the site on 5/26/09.

D. Mullin, Authorized Agent for C. Mullin, submitted a Timeline Narrative and plan of the site.

The Commission discussed their concerns after the walk:

- That all cutting should be ceased; and
- The riprap diverting the road run-off to the stream.

After discussion, it was the consensus of the Commission:

- A small bucket loader could be used to remove the discarded stones;
- The WEO would work with the Public Works Director in regard to the shoulder/corner; and

- There is no problem with the stones and grass between the shed and the walk.

M/S/C (Phillips/Natoli) to approve Regulated Activity application (#09-05-03) of C. Mullin for work within regulated areas at 106 Skyline Drive with the conditions as stated on the permit and the following added conditions:

8. The brush pile shall be removed so as not to disturb the trees in the area.
9. The displaced stones should continue to be removed.
10. The Wetlands Enforcement Officer will work with the Public Works Director to repair the shoulder.

[amended]

(Snyder/Khan-Bureau) to add the following condition:

11. An appropriate seed mix, to be approved by the Wetlands Enforcement Officer and the Public Works Director, be applied to vegetate the side slopes.

Vote: approved unanimously.

[amended]

(Khan-Bureau/Wildrick) to add the following condition:

12. Native plantings shall be used.
13. Any future work within the wetland/Upland Review Areas on the subject property shall require either a permit or an As-of-Right Determination, depending on the work proposed, from the Inland Wetlands and Conservation Commission.

Vote: approved unanimously.

Vote on the motion: approved unanimously.

3) L. Avery - Regulated Activity application (#09-05-02) for work within regulated areas at 190 Round Hill Road

Commission reviewed the walk of the site on 5/26/09.

M. Chinatti, ZEO:

Recommendations:

(See page 2 of the WEO's *Report on Agenda Items*, under *IWCC #09-05-02* attached to the filed copy of these minutes.)

The pond is being used as a sediment basin and discharging. A turbidity curtain could be used so the upper area of the pond remains clean.

V. Savalle, operator of the quarry for L. Avery:

He dug the pond for a place for his dog to play. It is a created wetland; it is dry in the summer.

Discussion of gravel berm between the inflow and the outflow and the possibility of sacrificing the pond for a retention basin.

V. Savalle stated that he could place pipe with stone in the pond.

After further discussion, the Commission took the following action:

M/S/C (Phillips/Natoli) to table Regulated Activity application (#09-05-02) of L. Avery for work within regulated areas at 190 Round Hill Road to the July 13, 2009 Regular Meeting of the Salem Inland Wetlands and Conservation Commission and to schedule another site walk of the pond at 190 Round Hill Road. Vote: approved unanimously.

M/S/C (Wildrick/Khan-Bureau) to set a site walk of the pond at 190 Round Hill Road for Tuesday, June 16, 2009 at 5:00 pm. Vote: approved unanimously.

NEW BUSINESS:

- 1) **H. Ostegren - Review of Regulated Activity application (#06-08-01) for driveway relocation at 12 Alexander Road**

Review of Permit #06-08-01.

Review of plan for proposed new location of the driveway.

The new location is of much less impact than the one originally approved.

M/S/C (Phillips/Khan-Bureau) to table the further review of Regulated Activity application (#06-08-01) for driveway relocation at 12 Alexander Road to the July 13, 2009 Regular Meeting of the Salem Inland Wetlands and Conservation Commission. Vote: approved unanimously.

- 2) **N. Johnson - As-of-Right Determination application (#09-06-01) for repair/replacement of three (3) drainage pipes at 5 Corrina Lane**

M. Chinatti, WEO:

This application has come in as a result of a violation.

The last permit (#08-06-03) for this work stated that any other work in the wetlands or the Upland Review Area was contingent upon the IWCC determination as to whether a permit would be required.

There is one (1) trench with three (3) pipes in the Upland Review Area.

The pipes are of the same size.

He is doing the work himself.

Recommendation:

Approval of the application as an As-of-Right Determination.

M/S/C (Phillips/Khan-Bureau) to approve application (#09-06-01) for repair/replacement of three (3) drainage pipes at 5 Corrina Lane as an As-of-Right Determination. Vote: approved unanimously

N. Johnson requested to add the replacement of a pool to this application.

M. Chinatti, WEO:

In 2006, Mr. Johnson received a permit for construction of an 18' x 42' round blue inflatable pool.

He now wishes to replace that pool with a pool 27' in diameter with a U-shaped deck.

The WEO cannot issue this permit due to the expansion of the pool. The Commission must do this by separate application.

CONTINUING BUSINESS:

1) **Adhoc Conservation Committee report**

Due to the absence of E. Belt, there was no report.

2) **Adhoc Open Space Inventory Committee report**

S. Snyder - no report.

3) **Adhoc Educational Outreach Committee report**

D. Khan-Bureau - her article did not appear in Our Town -Salem newsletter; will try to place info on the Salem website.

CORRESPONDENCE:

- Two (2) seminar/workshop notices.
- Natural Resource Council flyer.

CRITIQUE:

Commission review of the positive aspects and areas for improvement in regard to the conduct of tonight's meeting.

ADJOURNMENT:

M/S/C (Wildrick/Khan-Bureau) to adjourn the meeting at 9:55 pm. Vote: approved unanimously.

D. McTigue, Administrative Assistant/Recording Secretary

D. Khan-Bureau, Secretary